

UNITED STATES DISTRICT COURT  
 WESTERN DISTRICT OF TENNESSEE  
 Western Division

JUL 21 2005

Thomas M. Gould, Clerk  
 U. S. District Court  
 W. D. OF TN, Memphis

UNITED STATES OF AMERICA

-vs-

Case No. 2:05cr20272-001Ma

ALBERT SMITH

ORDER OF TEMPORARY DETENTION  
 PENDING HEARING<sup>1</sup> PURSUANT TO  
 BAIL REFORM ACT

Upon motion of the Government, it is ORDERED that a detention hearing is set for **TUESDAY, JULY 26, 2005** at **2:30 P.M.** before United States Magistrate Judge Diane K. Vescovo in **Courtroom No. 5, Third Floor**, United States Courthouse and Federal Building, 167 North Main, Memphis, TN. Pending this hearing, the defendant shall be held in custody by the United States Marshal and produced for the hearing.

Date: July 21, 2005

  
 S. THOMAS ANDERSON  
 UNITED STATES MAGISTRATE JUDGE

<sup>1</sup>If not held immediately upon defendant's first appearance, the hearing may be continued for up to three days upon motion of the government, or up to five days upon motion of the defendant. 18 U.S.C. § 3142(f)(2).

A hearing is required whenever the conditions set forth in 18 U.S.C. § 3142(f) are present. Subsection (1) sets forth the grounds that may be asserted only by the attorney for the government; subsection (2) states that a hearing is mandated upon the motion of the attorney for the government or upon the judicial officer's own motion, if there is a serious risk that the defendant (a) will flee or (b) will obstruct or attempt to obstruct justice, or threaten, injure, or intimidate or attempt to threaten, injure, or intimidate a prospective witness or juror.



# Notice of Distribution

This notice confirms a copy of the document docketed as number 7 in case 2:05-CR-20272 was distributed by fax, mail, or direct printing on July 26, 2005 to the parties listed.

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Ste. 800  
Memphis, TN 38103

Honorable Samuel Mays  
US DISTRICT COURT